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FILED

SEP 27 2011

6 RICHARD W. WIEKING
7 CLERK, U.S. DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9 SAN JOSE

10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA

12 SAN JOSE DIVISION

13 UNITED STATES OF AMERICA,) No. CR-10-00075 JW (HRL)
14 vs.)
15 NHO THI NGUYEN,)
16 Defendant.)
16 _____)

17 APPLICATION

18 I, Manuel U. Araujo, hereby declare as follows:

19 1. I am an Assistant Federal Public Defender for the Northern District of California,
20 San Jose Division. My office has been appointed to represent defendant Nho Thi Nguyen in the
21 above-captioned case.

22 2. Ms. Nguyen surrendered her passport at the beginning of this case and it is being
23 held by the Clerk's Office.

24 3. Ms. Nguyen was convicted and sentenced to probation. I am informed and believe
25 that she has now successfully completed her term of probation.

1 4. Ms. Nguyen is in the process of applying for United States citizenship. As part of
2 this process, she needs to submit her passport.

3 5. For the reasons set forth above, it is respectfully requested that the Clerk's Office be
4 directed to release Ms. Nguyen's passport to a representative of the Office of the Federal Public
5 Defender, to be returned to Ms. Nguyen.

6 I declare under penalty of perjury that the foregoing is true and correct, except for those
7 matters stated on information and belief, and as to those matters, I am informed and believe them
8 to be true.

9 Executed this 27th day of September, 2011, at San Jose, California.

Respectfully submitted,

BARRY J. PORTMAN
Federal Public Defender

[PROPOSED] ORDER

18 GOOD CAUSE APPEARING, upon application of defendant Nho Thi Nguyen, by and
19 through counsel, IT IS HEREBY ORDERED that the Clerk's Office shall release Ms. Nguyen's
20 passport to a representative of the Office of the Federal Public Defender.

IT IS SO/ORDERED./

Dated: 9/27/2011

The Honorable Howard R. Lloyd
United States Magistrate Judge